

No. 30
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House Chamber, Lansing, Wednesday, April 12, 2000.

2:00 p.m.

The House was called to order by Associate Speaker Pro Tempore Patterson.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—present	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnack—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—absent
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—e/d/s	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Rev. Willie J. Rideout, III, Pastor of All God's People Ministries in Detroit, offered the following invocation:

"Father in Jesus' name we come to You now with bowed heads and humbled hearts. We come asking, O God, that You will touch our candidates and our colleagues that are here in this state Capitol. We ask that You would touch the Representatives. Father, give them heart and desire and mentoring spirit to help this community—to help this state. Father, let there be peace, joy and happiness. Bring about change. Bring about great communion. Father, we pray that You look upon every person here today—name by name, and one by one. Bless those that desired to be here but just couldn't make it. We pray that Your peace will prevail in everything that they say and do. In Jesus' name we pray. We all say, Amen."

Rep. Kelly moved that Rep. LaForge be excused temporarily from today's session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5233, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1306. (The bill was received from the Senate on April 11 with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 29, p. 618.)

The question being on concurring in the amendment made to the bill by the Senate,

The amendment was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 253

Yeas—89

Allen	Frank	Kukuk	Rivet
Basham	Garcia	LaSata	Rocca
Birkholz	Geiger	Law	Sanborn
Bisbee	Gielegem	Lemmons	Schauer
Bishop	Gilbert	Lockwood	Schermesser
Bogardus	Godchaux	Mans	Scranton
Bovin	Gosselin	Mead	Shackleton
Bradstreet	Green	Middaugh	Sheltrown
Brewer	Hager	Mortimer	Shulman
Brown, B.	Hanley	Neumann	Spade
Brown, C.	Hart	O'Neil	Stamas
Byl	Howell	Pappageorge	Switalski
Callahan	Jacobs	Patterson	Tabor
Cassis	Jansen	Perricone	Tesanovich
Caul	Jelinek	Pestka	Toy
Cherry	Jellema	Price	Van Woerkom
Clarke, H.	Johnson, Rick	Pumford	Vander Roest
DeHart	Johnson, Ruth	Quarles	Vear
Dennis	Julian	Raczkowski	Voorhees
DeRossett	Koetje	Richardville	Wojno
DeVuyst	Kowall	Richner	Woodward
Ehardt	Kuipers	Rison	Woronchak
Faunce			

Nays—16

Baird	Hale	Kelly	Prusi
Brater	Hansen	Kilpatrick	Scott

Clark, I.
Daniels

Hardman
Jamnick

Martinez
Minore

Stallworth
Thomas

In The Chair: Patterson

The House agreed to the full title of the bill.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

The Speaker laid before the House

House Bill No. 5196, entitled

A bill to codify the licensure and regulation of certain persons engaged in processing, manufacturing, production, packing, preparing, repacking, canning, preserving, freezing, fabricating, storing, selling, serving, or offering for sale food or drink for human consumption; to prescribe powers and duties of the department of agriculture; to provide for delegation of certain powers and duties to certain local units of government; to provide exemptions; to regulate the labeling, manufacture, distribution, and sale of food for protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of foods in violation of this act; to provide standards for food products and food establishments; to provide for enforcement of the act; to provide penalties and remedies for violation of the act; to provide for fees; to provide for promulgation of rules; and to repeal acts and parts of acts.

(The bill was received from the Senate on April 11 with amendments and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 29, p. 618.)

The question being on concurring in the amendments made to the bill by the Senate,

The amendments were concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 254

Yeas—108

Allen	Faunce	Koetje	Richner
Baird	Frank	Kowall	Rison
Basham	Garcia	Kuipers	Rivet
Birkholz	Garza	Kukuk	Rocca
Bisbee	Geiger	LaForge	Sanborn
Bishop	Gielegthem	LaSata	Schauer
Bogardus	Gilbert	Law	Schermesser
Bovin	Godchaux	Lemmons	Scott
Bradstreet	Gosselin	Lockwood	Scranton
Brater	Green	Mans	Shackleton
Brewer	Hager	Martinez	Sheltrown
Brown, B.	Hale	Mead	Shulman
Brown, C.	Hanley	Middaugh	Spade
Byl	Hansen	Minore	Stallworth
Callahan	Hardman	Mortimer	Stamas
Cassis	Hart	Neumann	Switalski
Caul	Howell	O'Neil	Tabor
Cherry	Jacobs	Pappageorge	Tesanovich
Clark, I.	Jamnick	Patterson	Thomas
Clarke, H.	Jansen	Perricone	Toy
Daniels	Jelinek	Pestka	Van Woerkom
DeHart	Jellema	Price	Vander Roest
Dennis	Johnson, Rick	Prusi	Vear
DeRossett	Johnson, Ruth	Pumford	Voorhees
DeVuyst	Julian	Quarles	Wojno
DeWeese	Kelly	Rackowski	Woodward
Ehardt	Kilpatrick	Richardville	Woronchak

Nays—0

In The Chair: Patterson

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Rep. Reeves entered the House Chambers.

Second Reading of Bills**House Bill No. 5277, entitled**

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2001; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Jannick moved to amend the bill as follows:

1. Amend page 61, following line 22, by inserting:

“Sec. 705. (1) The department shall provide all local law enforcement agencies on a quarterly basis both of the following:

(a) Notification of placement during the quarter of juvenile delinquents within the local law enforcement agency’s jurisdiction.

(b) Confirmation of the address of all juvenile delinquents placed within the local law enforcement agency’s jurisdiction during any previous quarter who continue to be within the local law enforcement agency’s jurisdiction.

(2) The department shall conduct an annual survey of local communities in which juvenile delinquents are placed to identify problems due to those placements and steps to be taken to eliminate the problems. The department shall report the results of the survey and the remediation plans annually to the legislature.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Pappageorge moved that Rep. Geiger be excused temporarily from today’s session.

The motion prevailed.

Rep. Martinez moved to amend the bill as follows:

1. Amend page 9, line 19, by striking out all of line 19.

2. Amend page 10, line 7, by striking out “984,301,600” and inserting “957,301,600” and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 59, line 15, by striking out all of section 646 and inserting:

“Sec. 646. It is the intent of the legislature that no TANF shall be used to fund the homestead property tax credit program. The homestead property tax credit for low-income families shall be maintained with state general fund/general purpose funding.”.

The question being on the adoption of the amendments offered by Rep. Martinez, Rep. Martinez demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Martinez,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 255

Yeas—51

Baird	Dennis	Lemmons	Rivet
Basham	Frank	Lockwood	Schauer
Bogardus	Garza	Mans	Schermesser
Bovin	Gielegem	Martinez	Scott
Brater	Hale	Minore	Sheltrown
Brewer	Hanley	Neumann	Spade
Brown, B.	Hansen	O'Neil	Stallworth
Callahan	Hardman	Pestka	Switalski
Cherry	Jacobs	Price	Tesanovich
Clark, I.	Jamnick	Prusi	Thomas
Clarke, H.	Kelly	Quarles	Wojno
Daniels	Kilpatrick	Reeves	Woodward
DeHart	LaForge	Rison	

Nays—57

Allen	Gilbert	Kowall	Richner
Birkholz	Godchaux	Kuipers	Rocca
Bisbee	Gosselin	Kukuk	Sanborn
Bishop	Green	LaSata	Scranton
Bradstreet	Hager	Law	Shackleton
Brown, C.	Hart	Mead	Shulman
Byl	Howell	Middaugh	Stamas
Cassis	Jansen	Mortimer	Tabor
Caul	Jelinek	Pappageorge	Toy
DeRossett	Jellema	Patterson	Van Woerkom
DeVuyst	Johnson, Rick	Perricone	Vander Roest
DeWeese	Johnson, Ruth	Pumford	Vear
Ehardt	Julian	Rackowski	Voorhees
Faunce	Koetje	Richardville	Woronchak
Garcia			

In The Chair: Patterson

Rep. Frank moved to amend the bill as follows:

1. Amend page 60, following line 17, by inserting:

“Sec. 651. Children of families participating in the family independence summer project shall not be required to participate in the project. Families shall have the option of including their children in the summer project.”.

The question being on the adoption of the amendment offered by Rep. Frank,

Rep. Frank demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Frank,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 256**Yeas—104**

Allen	Frank	Kukuk	Rison
Baird	Garcia	LaForge	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Gielegem	Law	Sanborn
Bisbee	Gilbert	Lemmons	Schauer
Bishop	Godchaux	Lockwood	Schermesser
Bogardus	Gosselin	Mans	Scott
Bovin	Green	Martinez	Scranton
Bradstreet	Hager	Mead	Shackleton
Brater	Hale	Middaugh	Sheltrown
Brown, B.	Hansen	Minore	Shulman
Brown, C.	Hardman	Mortimer	Spade
Callahan	Hart	Neumann	Stallworth
Cassis	Howell	O'Neil	Stamas
Caul	Jacobs	Pappageorge	Switalski
Cherry	Jamnick	Patterson	Tabor
Clark, I.	Jansen	Perricone	Tesanovich
Clarke, H.	Jelinek	Pestka	Thomas
Daniels	Jellema	Price	Toy
DeHart	Johnson, Rick	Prusi	Van Woerkom
Dennis	Johnson, Ruth	Pumford	Vander Roest
DeRossett	Julian	Quarles	Vear
DeVuyst	Kelly	Raczkowski	Voorhees
DeWeese	Kilpatrick	Reeves	Wojno
Ehardt	Kowall	Richardville	Woodward
Faunce	Kuipers	Richner	Woronchak

Nays—2

Byl Koetje

In The Chair: Patterson

Rep. Clarke moved to amend the bill as follows:

1. Amend page 9, line 19, by striking out all of line 19.

2. Amend page 9, following line 18, by inserting:

“State earned income tax credit for low income families 27,000,000”

and adjusting the subtotals, totals, and section 201 accordingly.

3. Amend page 60, following line 17, following section 651, by inserting:

“Sec. 652. From the federal temporary assistance for needy families funding appropriated in section 109, it is the intent of the legislature that \$27,000,000.00 will be used toward payment of a state earned income tax credit for individuals who qualify for such a credit and have income below 200% of the federal property level.”.

The question being on the adoption of the amendments offered by Rep. Clarke,

Rep. Clarke demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Clarke,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 257**Yeas—52**

Baird	Dennis	Lemmons	Rivet
Basham	Frank	Lockwood	Schauer

Bogardus	Garza	Mans	Schermesser
Bovin	Gielegem	Martinez	Scott
Brater	Hale	Minore	Shackleton
Brewer	Hanley	Neumann	Sheltrown
Brown, B.	Hansen	O'Neil	Spade
Callahan	Hardman	Pestka	Stallworth
Cherry	Jacobs	Price	Switalski
Clark, I.	Jamnack	Prusi	Tesanovich
Clarke, H.	Kelly	Quarles	Thomas
Daniels	Kilpatrick	Reeves	Wojno
DeHart	LaForge	Rison	Woodward

Nays—56

Allen	Garcia	Koetje	Richardville
Birkholz	Gilbert	Kowall	Richner
Bisbee	Godchaux	Kuipers	Rocca
Bishop	Gosselin	Kukuk	Sanborn
Bradstreet	Green	LaSata	Scranton
Brown, C.	Hager	Law	Shulman
Byl	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vander Roest
DeWeese	Johnson, Rick	Perricone	Vear
Ehardt	Johnson, Ruth	Pumford	Voorhees
Faunce	Julian	Rackowski	Woronchak

In The Chair: Patterson

Rep. Rison moved to amend the bill as follows:

1. Amend page 9, line 14, by striking out “293,663,600” and inserting “341,361,800”.
2. Amend page 10, line 7, by striking out “984,301,600” and inserting “1,031,999,800” and adjusting the subtotals, totals, and section 201 accordingly.
3. Amend page 34, line 1, after “and” by striking out the balance of the sentence and inserting “foster care.”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Hardman moved to amend the bill as follows:

1. Amend page 60, following line 17, following section 651, by inserting:
“Sec. 652. Each office of the friend of the court shall aggressively pursue equally child support collections and arrearages on all support orders for children who are either recipients of family independence program benefits or nonrecipients of family independence program benefits.”.

The question being on the adoption of the amendment offered by Rep. Hardman,

Rep. Hardman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hardman,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 258**Yeas—90**

Baird	Faunce	LaForge	Rivet
Basham	Frank	Law	Rocca
Birkholz	Garcia	Lemmons	Schauer

Bisbee	Garza	Lockwood	Schermesser
Bishop	Gielegem	Mans	Scott
Bogardus	Gilbert	Martinez	Scranton
Bovin	Green	Middaugh	Shackleton
Brater	Hager	Minore	Sheltrown
Brewer	Hale	Neumann	Shulman
Brown, B.	Hanley	O'Neil	Spade
Brown, C.	Hansen	Pappageorge	Stallworth
Byl	Hardman	Patterson	Stamas
Callahan	Howell	Pestka	Switalski
Cassis	Jacobs	Price	Tesanovich
Caul	Jamnack	Prusi	Thomas
Cherry	Jelinek	Pumford	Toy
Clark, I.	Jellema	Quarles	Van Woerkom
Clarke, H.	Johnson, Ruth	Raczkowski	Vander Roest
Daniels	Julian	Reeves	Voorhees
DeHart	Kelly	Richardville	Wojno
Dennis	Kilpatrick	Richner	Woodward
DeWeese	Kowall	Rison	Woronchak
Ehardt	Kuipers		

Nays—18

Allen	Gosselin	Kukuk	Perricone
Bradstreet	Hart	LaSata	Sanborn
DeRossett	Jansen	Mead	Tabor
DeVuyst	Johnson, Rick	Mortimer	Vear
Godchaux	Koetje		

In The Chair: Patterson

Rep. Schermesser moved that Rep. DeHart be excused temporarily from today's session.
The motion prevailed.

Rep. Price moved to amend the bill as follows:

1. Amend page 4, line 1, by striking out "309.0" and inserting "312.0".
2. Amend page 4, line 1, by striking out "15,366,400" and inserting "15,576,400".
3. Amend page 4, line 20, by striking out "215,409,800" and inserting "215,548,400".
4. Amend page 4, line 23, by striking out "30,628,500" and inserting "30,699,900" and adjusting the subtotals, totals, and section 201 accordingly.
5. Amend page 19, following line 25, by inserting:

"Sec. 304. From the funds appropriated in section 103, the department shall hire 3.0 FTE's to work in the capacity of a parent liaison working collaboratively with the department of career development to identify and locate noncustodial parents. Parent liaison responsibilities would include both family independence program and nonfamily independence program child collection cases."

The question being on the adoption of the amendments offered by Rep. Price,

Rep. Price demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Price,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 259**Yeas—50**

Baird	Frank	Mans	Schauer
Basham	Garza	Martinez	Schermesser
Bogardus	Gielegem	Minore	Scott
Bovin	Hale	Neumann	Shackleton
Brater	Hanley	O'Neil	Sheltrown
Brewer	Hansen	Pestka	Spade
Brown, B.	Hardman	Price	Stallworth
Callahan	Jacobs	Prusi	Switalski
Cherry	Jamnick	Quarles	Tesanovich
Clark, I.	Kelly	Reeves	Thomas
Clarke, H.	Kilpatrick	Rison	Wojno
Daniels	LaForge	Rivet	Woodward
Dennis	Lockwood		

Nays—55

Allen	Garcia	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shulman
Brown, C.	Hager	Law	Stamas
Byl	Hart	Mead	Tabor
Cassis	Howell	Middaugh	Toy
Caul	Jansen	Mortimer	Van Woerkom
DeRossett	Jelinek	Pappageorge	Vander Roest
DeVuyst	Jellema	Patterson	Vear
DeWeese	Johnson, Rick	Pumford	Voorhees
Ehardt	Johnson, Ruth	Raczkowski	Woronchak
Faunce	Julian	Richardville	

In The Chair: Patterson

Rep. Prusi moved that Rep. Scott be excused temporarily from today's session.
The motion prevailed.

Rep. Price moved to amend the bill as follows:

1. Amend page 4, line 1, by striking out "309.0" and inserting "311.0".
2. Amend page 4, line 1, by striking out "15,366,400" and inserting "15,506,400".
3. Amend page 4, line 20, by striking out "215,409,800" and inserting "215,502,200".
4. Amend page 4, line 23, by striking out "30,628,500" and inserting "30,676,100" and adjusting the subtotals, totals, and section 201 accordingly.

5. Amend page 19, following line 25, by inserting:

"Sec. 304. From the funds appropriated in section 103, the department shall hire 2.0 FTE's to work in the area of research to develop and implement best practices related to child support collections."

The question being on the adoption of the amendments offered by Rep. Price,

Rep. Price demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Price,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 260**Yeas—48**

Baird	Dennis	Lemmons	Rison
Basham	Frank	Lockwood	Rivet
Bogardus	Garza	Mans	Schauer
Bovin	Gielegem	Martinez	Schermesser
Brater	Hale	Minore	Shackleton
Brewer	Hansen	Neumann	Sheltrown
Brown, B.	Hardman	O'Neil	Spade
Callahan	Jacobs	Pestka	Stallworth
Cherry	Jamnick	Price	Switalski
Clark, I.	Kelly	Prusi	Tesanovich
Clarke, H.	Kilpatrick	Quarles	Wojno
Daniels	LaForge	Reeves	Woodward

Nays—56

Allen	Garcia	Koetje	Richardville
Birkholz	Gilbert	Kowall	Richner
Bisbee	Godchaux	Kuipers	Rocca
Bishop	Gosselin	Kukuk	Sanborn
Bradstreet	Green	LaSata	Scranton
Brown, C.	Hager	Law	Shulman
Byl	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vander Roest
DeWeese	Johnson, Rick	Perricone	Vear
Ehardt	Johnson, Ruth	Pumford	Voorhees
Faunce	Julian	Rackowski	Woronchak

In The Chair: Patterson

Rep. Vander Roest moved that Rep. Perricone be excused temporarily from today's session.
The motion prevailed.

Rep. Price moved to amend the bill as follows:

1. Amend page 60, following line 17, following section 652, by inserting:

"Sec. 653. From the funds appropriated in part 1 for day care services, the family independence agency shall expend at least \$150,000.00 on public service announcements to promote the department's child day care program."

The question being on the adoption of the amendment offered by Rep. Price,

Rep. Price demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Price,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 261**Yeas—50**

Baird	Dennis	LaForge	Reeves
Basham	Frank	Lemmons	Rison

Bogardus	Garza	Lockwood	Rivet
Bovin	Gielegthem	Mans	Schauer
Brater	Hale	Martinez	Schermesser
Brewer	Hanley	Minore	Spade
Brown, B.	Hansen	Neumann	Stallworth
Callahan	Hardman	O'Neil	Switalski
Cherry	Jacobs	Pestka	Tesanovich
Clark, I.	Jamnick	Price	Thomas
Clarke, H.	Kelly	Prusi	Wojno
Daniels	Kilpatrick	Quarles	Woodward
DeHart	Kowall		

Nays—57

Allen	Geiger	Koetje	Rocca
Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bradstreet	Green	Law	Sheltrown
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Pumford	Vander Roest
DeWeese	Johnson, Rick	Raczkowski	Vear
Ehardt	Johnson, Ruth	Richardville	Voorhees
Faunce	Julian	Richner	Woronchak
Garcia			

In The Chair: Patterson

Rep. Brewer moved to amend the bill as follows:

1. Amend page 3, line 5, by striking out all of line 5 and inserting:

“Automated social services information system—22.0 FTE positions..... 13,333,800”

and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 19, following line 25, by inserting:

“Sec. 304. From the funds appropriated in section 102, up to \$54,000.00 shall be expended on an independent audit of the automated social services information system (ASSIST). A report of findings and recommendations shall be provided to the house and senate appropriations subcommittees for the family independence agency budget and the director of the department by February 1, 2001.”.

The question being on the adoption of the amendments offered by Rep. Brewer,

Rep. Brewer demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Brewer,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 262

Yeas—48

Baird	DeHart	LaForge	Rison
Basham	Dennis	Lemmons	Rivet
Bogardus	Frank	Lockwood	Schauer

Bovin	Garza	Mans	Schermesser
Brater	Gielegthem	Martinez	Sheltrown
Brewer	Hale	Neumann	Spade
Brown, B.	Hansen	O'Neil	Stallworth
Callahan	Hardman	Pestka	Switalski
Cherry	Jacobs	Price	Tesanovich
Clark, I.	Jamnick	Prusi	Thomas
Clarke, H.	Kelly	Quarles	Wojno
Daniels	Kilpatrick	Reeves	Woodward

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Law	Shulman
Byl	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Raczkowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

In The Chair: Patterson

Rep. Clarke moved to amend the bill as follows:

1. Amend page 60, following line 17, following section 652, by inserting:

“Sec. 653. From the funds appropriated in section 109 for food stamps, an individual who is the victim of domestic violence and does not qualify for any other exemption may be exempt from the 3-month in 36-month limit on receiving food stamps under section 6(o) (6) of the food stamp act of 1977, Public Law 88-525, 7 U.S.C. 2015. This exemption can be extended an additional 3 months upon demonstration of continuing need.”.

The question being on the adoption of the amendment offered by Rep. Clarke,

Rep. Clarke demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Clarke,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 263**Yeas—103**

Allen	Ehardt	Koetje	Rison
Baird	Faunce	Kowall	Rivet
Basham	Frank	Kuipers	Rocca
Birkholz	Garcia	Kukuk	Sanborn
Bisbee	Garza	LaForge	Schauer
Bishop	Geiger	LaSata	Schermesser
Bogardus	Gielegthem	Law	Scranton
Bovin	Gilbert	Lemmons	Shackleton
Bradstreet	Godchaux	Lockwood	Sheltrown

Brater	Gosselin	Mans	Shulman
Brewer	Green	Martinez	Spade
Brown, B.	Hager	Mead	Stallworth
Brown, C.	Hansen	Middaugh	Stamas
Byl	Hardman	Mortimer	Switalski
Callahan	Hart	Neumann	Tabor
Cassis	Howell	O'Neil	Tesanovich
Caul	Jacobs	Pappageorge	Thomas
Cherry	Jamnick	Patterson	Toy
Clark, I.	Jansen	Pestka	Van Woerkom
Clarke, H.	Jelinek	Price	Vander Roest
Daniels	Jellema	Pumford	Vear
DeHart	Johnson, Rick	Quarles	Voorhees
Dennis	Johnson, Ruth	Raczkowski	Wojno
DeRossett	Julian	Reeves	Woodward
DeVuyst	Kelly	Richardville	Woronchak
DeWeese	Kilpatrick	Richner	

Nays—0

In The Chair: Patterson

Reps. Lockwood and Jacobs moved to amend the bill as follows:

1. Amend page 60, following line 17, following section 653, by inserting:

“Sec. 654. From the funds appropriated in section 104, the family independence agency shall expend \$100,000.00 for developing and distributing pamphlets and other forms of public service information regarding procedures for individuals to take their unwanted and unharmed newborns to a local hospital within 72 hours after the birth of the newborn. The provisions of this section are contingent upon enactment of legislation granting immunity from criminal prosecution for child neglect.”.

The question being on the adoption of the amendment offered by Reps. Lockwood and Jacobs,

Rep. Lockwood demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Lockwood and Jacobs,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 264**Yeas—79**

Baird	DeWeese	LaForge	Schauer
Basham	Faunce	Law	Schermesser
Birkholz	Frank	Lemmons	Shackleton
Bisbee	Garcia	Lockwood	Sheltrown
Bishop	Garza	Mans	Shulman
Bogardus	Gielegem	Martinez	Spade
Bovin	Gilbert	Middaugh	Stallworth
Brater	Green	Neumann	Stamas
Brewer	Hager	O'Neil	Switalski
Brown, B.	Hale	Patterson	Tabor
Brown, C.	Hansen	Pestka	Tesanovich
Callahan	Hardman	Price	Thomas
Cassis	Howell	Prusi	Van Woerkom
Caul	Jacobs	Pumford	Vander Roest
Cherry	Jamnick	Quarles	Vear
Clark, I.	Jellema	Raczkowski	Voorhees
Clarke, H.	Johnson, Ruth	Richardville	Wojno

Daniels	Julian	Rison	Woodward
DeHart	Kelly	Rivet	Woronchak
Dennis	Kowall	Rocca	

Nays—25

Allen	Godchaux	Koetje	Pappageorge
Bradstreet	Gosselin	Kuipers	Reeves
Byl	Hart	Kukuk	Richner
DeRossett	Jansen	LaSata	Sanborn
DeVuyst	Jelinek	Mead	Scranton
Ehardt	Johnson, Rick	Mortimer	Toy
Geiger			

In The Chair: Patterson

Rep. Jansen moved to amend the bill as follows:

1. Amend page 20, line 15, by striking out all of subsection (3) and inserting:

“(3) If the state receives a financial sanction from the federal government due to the state’s failure to meet federal compliance standards for the statewide child support enforcement system or its successor system, then each county that has not fully implemented the system by September 30, 2001 is required to pay a pro rata share of the federal sanction dollars imposed. The pro rata share shall be determined by taking 1/2 of the total sanctions for fiscal year 2001 and prorating it among the counties not fully implemented, based on the county population on October 1, 2000. County population is the latest annual estimate of the county population produced by the U.S. census bureau. The family independence agency may offset payments due the county if the county does not pay the full sanction by October 31, 2001.”.

The question being on the adoption of the amendment offered by Rep. Jansen,

Rep. Cherry demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Jansen,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 265**Yeas—27**

Basham	Garcia	Johnson, Rick	Scranton
Birkholz	Geiger	Koetje	Sheltrown
Bisbee	Green	Kuipers	Stamas
Bradstreet	Hart	Mead	Tabor
Brown, C.	Howell	Middaugh	Vander Roest
Byl	Jansen	Pestka	Voorhees
DeVuyst	Jellema	Pumford	

Nays—77

Allen	Faunce	Kukuk	Richardville
Baird	Frank	LaForge	Richner
Bishop	Garza	LaSata	Rison
Bogardus	Gielegem	Law	Rivet
Bovin	Gilbert	Lemmons	Rocca
Brater	Godchaux	Lockwood	Sanborn

Brewer	Gosselin	Mans	Schermesser
Brown, B.	Hager	Martinez	Shackleton
Callahan	Hale	Minore	Shulman
Cassis	Hansen	Mortimer	Spade
Caul	Hardman	Neumann	Stallworth
Cherry	Jacobs	O'Neil	Switalski
Clark, I.	Jamnick	Pappageorge	Tesanovich
Clarke, H.	Jelinek	Patterson	Thomas
Daniels	Johnson, Ruth	Price	Van Woerkom
DeHart	Julian	Prusi	Vear
Dennis	Kelly	Quarles	Wojno
DeRossett	Kilpatrick	Rackowski	Woodward
DeWeese	Kowall	Reeves	Woronchak
Ehardt			

In The Chair: Patterson

Rep. Callahan moved to amend the bill as follows:

1. Amend page 60, following line 17, by inserting:

“Sec. 651. (1) The family independence agency shall not issue a payment to a child day care provider unless the family independence agency has performed a central registry clearance and requested and received from the criminal records division of the department of state police a criminal history check on that child day care provider.

(2) A child day care provider shall give written consent for the criminal records division of the department of state police to conduct the criminal history check required under this section at the time of applying for child day care authorization from the family independence agency.

(3) When the department receives a criminal history check from the criminal records division of the department of state police on an enrolled child day care provider, the department shall immediately delete the enrollment of the child day care provider if that child day care provider is found to have 1 or more of the following records:

(a) A central registry case.

(b) A conviction record on the LEIN system.

(c) A record of having his or her child day care provider license or registration revoked on the child day care licensing database of the department of consumer and industry services.

(d) A historical record of crimes against children that includes, but is not limited to, criminal sexual assault, child abuse and neglect, controlled substance delivery on school property or to a minor, or nonpayment of child support.

(4) The family independence agency shall make a request with payment of the appropriate fee to the criminal records division of the department of state police for a criminal history check required under this section on a form and in a manner prescribed by the criminal records division of the department of state police. A criminal history check shall be used by the family independence agency only for the purpose of evaluating a person's qualifications as a child day care provider.

(5) In addition to the central registry clearance and criminal history check required under this section, the family independence agency shall request the department of state police to conduct a criminal records check through the federal bureau of investigation on a child day care provider applicant. At the time an applicant initially applies for payment as a child day care provider, the family independence agency shall require the applicant to submit his or her fingerprints to the department of state police only for the purpose of requesting a criminal records check. The department of state police may charge a fee for conducting a criminal records check.

(6) The department shall only disclose the report or the report's contents to a person who is directly involved in evaluating the applicant's qualifications. A person who violates this subsection is guilty of a misdemeanor punishable by a fine of not more than \$10,000.00.

(7) The family independence agency shall perform a central registry clearance 6 months from the date of initial authorization by the department as a child day care provider. The family independence agency shall perform a criminal history check 12 months from the date of initial authorization by the department as a child care provider and annually after the initial authorization.

(8) The family independence agency shall provide training at least every 12 months to the family independence specialists who are assigned to carry out the provisions of this act.

(9) As used in this section:

(a) “Central registry case” means that term as defined in section 2 of the child protection law, 1975 PA 238, MCL 722.622.

(b) "Child day care provider" includes all of the following:

(i) A family independence agency enrolled day care aide.

(ii) A family independence agency enrolled relative care provider.

(iii) A child day care provider or employee in any of the following facilities:

(A) A registered family day care home.

(B) A licensed group day care home.

(C) A licensed day care center.

(c) "Criminal history record information" means that term as defined in section 1a of 1925 PA 289, MCL 28.241a.

(d) "Day care center", "family day care home", and "group day care home" mean those terms as defined in section 1 of 1973 PA 116, MCL 722.111.

(e) "LEIN" means the law enforcement information network regulated under the L.E.I.N. policy council act of 1974, 1974 PA 163, MCL 28.211 to 28.216."

The question being on the adoption of the amendment offered by Rep. Callahan,

Rep. Callahan demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Callahan,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 266

Yeas—53

Baird	Frank	Lockwood	Rivet
Basham	Garza	Mans	Schauer
Bogardus	Gielegem	Martinez	Schermesser
Bovin	Hale	Minore	Shackleton
Brater	Hansen	Neumann	Sheltrown
Brewer	Hardman	O'Neil	Spade
Brown, B.	Howell	Patterson	Stallworth
Callahan	Jacobs	Pestka	Switalski
Clark, I.	Jamnick	Price	Tesanovich
Clarke, H.	Julian	Prusi	Thomas
Daniels	Kelly	Quarles	Van Woerkom
DeHart	LaForge	Raczkowski	Wojno
Dennis	Lemmons	Rison	Woodward
Faunce			

Nays—50

Allen	Garcia	Koetje	Richner
Birkholz	Geiger	Kowall	Rocca
Bisbee	Gilbert	Kuipers	Sanborn
Bishop	Godchaux	Kukuk	Scranton
Bradstreet	Gosselin	LaSata	Shulman
Brown, C.	Green	Law	Stamas
Byl	Hager	Mead	Tabor
Cassis	Hart	Middaugh	Toy
Caul	Jansen	Mortimer	Vander Roest
DeRossett	Jelinek	Pappageorge	Vear
DeVuyst	Jellema	Pumford	Voorhees
DeWeese	Johnson, Rick	Richardville	Woronchak
Ehardt	Johnson, Ruth		

Rep. Hager moved to amend the bill as follows:

1. Amend page 7, line 17, by striking out "2,820.9" and inserting "2,870.9".
 2. Amend page 7, line 17, by striking out "119,223,700" and inserting "121,548,700".
 3. Amend page 7, line 18, by striking out "30,261,300" and inserting "30,311,300".
 4. Amend page 7, line 26, by striking out "278,421,450" and inserting "279,963,950".
 5. Amend page 8, line 5, by striking out "174,805,700" and inserting "175,638,200".
 6. Amend page 8, line 25, by striking out "7,859,500" and inserting "8,034,500".
 7. Amend page 8, line 26, by striking out "3,022,900" and inserting "3,272,900".
 8. Amend page 9, line 3, by striking out "165,501,100" and inserting "166,371,100".
 9. Amend page 9, line 7, by striking out "137,381,000" and inserting "138,222,500".
 10. Amend page 9, line 11, by striking out "97,827,800" and inserting "98,281,300" and adjusting the subtotals, totals, and section 201 accordingly.
 11. Amend page 60, following line 17, following section 654, by inserting:
 "Sec. 655. From the funds appropriated in part 1, the department may add up to 50 new FTEs to work in the area of child protective services or may utilize funding in the area of child protective services for other safety initiatives.".
- The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Raczkowski moved that consideration of the bill be postponed for the day.

The motion prevailed.

House Bill No. 5272, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 1995 PA 289.

The bill was read a second time.

Rep. Bradstreet moved to amend the bill as follows:

1. Amend page 3, line 2, after "INCLUDES" by striking out the balance of the bill and inserting "A COMMUNITY COLLEGE THAT IS ACCREDITED BY A NATIONALLY-RECOGNIZED ACCREDITING AGENCY.".
- The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.
- Rep. Richardville moved that the bill be placed on the order of Third Reading of Bills.
- The motion prevailed, a majority of the members voting therefor.
- Rep. Raczkowski moved that the bill be placed on its immediate passage.
- The motion prevailed, a majority of the members serving voting therefor.

Rep. Birkholz moved that Rep. Scranton be excused from the balance of today's session.
 The motion prevailed.

Rep. DeHart moved that Rep. Schermesser be excused temporarily from today's session.
 The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5272, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 1995 PA 289.

The bill was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 267

Yeas—57

Allen
 Birkholz
 Bisbee
 Bishop

Gielegem
 Gilbert
 Gosselin
 Green

Kuipers
 Kukuk
 LaSata
 Law

Rocca
 Sanborn
 Shackleton
 Shulman

Bradstreet	Hager	Mans	Spade
Brown, C.	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vander Roest
DeWeese	Johnson, Rick	Raczkowski	Vear
Ehardt	Johnson, Ruth	Richardville	Voorhees
Faunce	Julian	Richner	Wojno
Garcia	Koetje	Rivet	Woronchak
Geiger			

Nays—45

Baird	Dennis	Kilpatrick	Pumford
Basham	Frank	Kowall	Quarles
Bogardus	Garza	LaForge	Reeves
Brater	Godchaux	Lemmons	Rison
Brewer	Hale	Lockwood	Schauer
Brown, B.	Hanley	Martinez	Sheltrown
Callahan	Hansen	Minore	Stallworth
Cherry	Hardman	Neumann	Switalski
Clark, I.	Jacobs	O'Neil	Tesanovich
Clarke, H.	Jamnick	Price	Thomas
Daniels	Kelly	Prusi	Woodward
DeHart			

In The Chair: Patterson

The House agreed to the title of the bill.

Rep. Raczkowski moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

Senate Bill No. 588, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 1996 PA 553.

The bill was read a second time.

Rep. Raczkowski moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed, a majority of the members voting therefor.

Rep. Raczkowski moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 588, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 1996 PA 553.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 268**Yeas—102**

Allen	Ehardt	Koetje	Reeves
Baird	Faunce	Kowall	Richardville
Basham	Frank	Kuipers	Richner
Birkholz	Garcia	Kukuk	Rison
Bisbee	Garza	LaForge	Rivet
Bishop	Geiger	LaSata	Rocca
Bogardus	Gielegem	Law	Sanborn
Bovin	Gilbert	Lemmons	Schauer
Bradstreet	Gosselin	Lockwood	Shackleton
Brater	Green	Mans	Sheltrown
Brewer	Hager	Martinez	Shulman
Brown, B.	Hale	Mead	Spade
Brown, C.	Hanley	Middaugh	Stamas
Byl	Hansen	Minore	Switalski
Callahan	Hardman	Mortimer	Tabor
Cassis	Hart	Neumann	Tesanovich
Caul	Howell	O'Neil	Thomas
Cherry	Jacobs	Pappageorge	Toy
Clark, I.	Jamnick	Patterson	Van Woerkom
Clarke, H.	Jansen	Pestka	Vander Roest
Daniels	Jelinek	Price	Vear
DeHart	Johnson, Rick	Prusi	Voorhees
Dennis	Johnson, Ruth	Pumford	Wojno
DeRossett	Julian	Quarles	Woodward
DeVuyst	Kelly	Raczkowski	Woronchak
DeWeese	Kilpatrick		

Nays—0

In The Chair: Patterson

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for public access to certain public records of public bodies; to permit certain fees; to prescribe the powers and duties of certain public officers and public bodies; to provide remedies and penalties; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

Rep. Raczkowski moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Raczkowski moved that House Committees be given leave to meet during the balance of today's session. The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Schauer, Scott, Prusi, Rivet, Kilpatrick, Rocca, Hansen, Ehardt, Middaugh, Tesanovich, DeVuyst, Cassis, Gosselin, Raczkowski, Caul, Callahan, Mortimer, Van Woerkom, DeHart, Switalski, Quarles, Kelly, Cherry, Bishop, Vander Roest, Schermesser, Thomas, Clark, Kuipers, Bovin, Sheltrown, Woodward, Minore, Pappageorge, Neumann, Jamnick, Hardman, Wojno, LaForge, DeRossett, Birkholz, Baird, Voorhees and Garcia offered the following resolution:

House Resolution No. 316.

A resolution proclaiming April 17 through April 21, 2000, as Character Education Week.

Whereas, Teaching altruistic morals such as respect, integrity, trust, and responsibility is character education. We acknowledge that the strength of our democracy rests upon knowledgeable and compassionate citizens. We also recognize the responsibility that entire communities have in teaching and inspiring civic virtue; and

Whereas, Character education allows for open debate over deep differences, encouraging freedom of thought, accompanied by a willingness to seek the common good. Through open and fair debate, individuals learn to recognize their own inalienable rights and develop a commitment to guard those rights for all citizens; and

Whereas, In developing character in our young citizens, we promote a more compassionate and responsible society, strengthening the fabric of our democracy and creating a nation rich in opportunities and quality of life; and

Whereas, Thomas Jefferson argued that democracy depends upon the cultivation of “public-spiritedness” which will not flourish spontaneously, but must be educated and education prepares our young citizens for their participation in society; and

Whereas, Daniel Webster wrote “Education should...therefore be the first care of a legislature...”; now, therefore, be it

Resolved by the House of Representatives, That we commend the work of Character Unlimited of Calhoun county and similar groups across Michigan by proclaiming April 17 through April 21, 2000 as Character Education Week; and be it further

Resolved, That a copy of this resolution be transmitted to Character Unlimited of Calhoun county.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Baird, Martinez, Brewer, DeWeese, Garcia, Tabor, Scott, Prusi, Rivet, Kilpatrick, Rocca, Hansen, Ehardt, Middaugh, Scranton, Tesanovich, LaSata, Faunce, Shulman, Julian, DeVuyst, Cassis, Gosselin, Raczkowski, Caul, Shackleton, Mead, Callahan, Mortimer, Van Woerkom, Spade, DeHart, Switalski, Quarles, Rick Johnson, Kelly, Cherry, Rison, Bishop, Vander Roest, Schermesser, Thomas, Clark, Garza, Jellema, Kuipers, Bovin, Sheltrown, Woodward, Dennis, Minore, Green, Kukuk, Stamas, Sanborn, Pappageorge, Jelinek, Neumann, Jamnick, Hardman, Wojno, LaForge, DeRossett, Birkholz, Richardville, Brater and Voorhees offered the following resolution:

House Resolution No. 317.

A resolution honoring the Michigan State University Men’s Basketball Team as the 2000 NCAA National Basketball Champions.

Whereas, It is a pleasure to join with their families, Michigan State University students, and all of East Lansing in celebrating the achievements of the Michigan State University Men’s Basketball Team on its wonderful success over the season. With the fine record this squad has attained, which culminated in the capturing of the 2000 NCAA National Basketball Championship title, this group of disciplined student-athletes has generated great pride throughout our state; and

Whereas, Under the leadership of Coach Tom Izzo, senior players Morris Peterson, A.J. Granger, Mateen Cleaves, and Steve Cherry led the way to a successful finish to their 4-years at the university. Due to their efforts and unending dedication to the game, the Michigan State University Spartans are bringing home the university’s first basketball championship since 1979. Finishing the season 32–7, this team has proved what can be accomplished if you work hard enough. In the face of challenge and pressure, the team kept their focus on making their championship dreams come true and accepted nothing less than their best effort; and

Whereas, In “One Shining Moment” the fans and players have come together to celebrate an incredible team’s magnificent season. We admire the efforts, team spirit, and preparation of these talented players; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commend MSU Basketball Coach Tom Izzo; assistant coaches Stan Heath, Mike Garland, and Brian Gregory; and players Adam Wolfe, Brandon Smith, David Thomas, Mateen Cleaves, Charlie Bell, Mat Ishbia, Mike Chappell, Steve Cherry, Jason Richardson, Aloysius Anagonye, Andre Hutson, Morris Peterson, A.J. Granger, Jason Andreas, and Adam Ballinger for their outstanding season; and be it further

Resolved, That a copy of this resolution be transmitted to the coaches and players of the Michigan State University Men’s Basketball Team as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Tabor, Rocca, Scranton, Richardville, Van Woerkom, Prusi, Kilpatrick, Hansen, Ehardt, Middaugh, Tesanovich, LaSata, Faunce, Shulman, Kowall, Julian, DeVuyst, Cassis, Gosselin, Raczkowski, Caul, Mead, Mortimer, Spade, DeHart, Switalski, Rick Johnson, Kelly, Cherry, Bishop, Vander Roest, Schermesser, Allen, Koetje, Toy, Sheltrown, Green, Kukuk, Sanborn, Pappageorge, Jelinek, Neumann, Wojno, LaForge, DeRossett, Birkholz, Howell, Brater, Baird, Voorhees and Garcia offered the following resolution:

House Resolution No. 318.

A resolution recognizing May 2000 as Neurofibromatosis Awareness Month.

Whereas, Neurofibromatosis is the most common neurological disorder caused by a single gene. It affects more than 100,000 Americans, making it more prevalent than Cystic Fibrosis, hereditary Muscular Dystrophy, Huntington's Disease and Tay Sachs combined; and

Whereas, There are two types of neurofibromatosis, commonly referred to as NF1 and NF2. NF1 is the more common form of neurofibromatosis, affecting approximately one in every four thousand births throughout the world. NF2 affects about one in every forty thousand people worldwide; and

Whereas, Neurofibromatosis affects both sexes equally and is not dependent on racial, geographic, or ethnic factors. Therefore, NF can appear in any family; and

Whereas, This neurological disease can lead to, among other things, disfigurement, blindness, deafness, brain and spinal tumors, dermal tumors, and learning disabilities. Further, the neurofibromatosis gene has been implicated in the development of several of the most common and most serious human cancers; and

Whereas, No cure has been found for neurofibromatosis. At this time, the symptoms and ailments caused by neurofibromatosis can be treated, but not the disease itself; and

Whereas, Since the National Neurofibromatosis Foundation began its research fourteen years ago, great strides have been made to provide hope to those with NF. In the last eight years, two genes have been discovered causing NF; and

Whereas, It is important that support be given to the National Neurofibromatosis Foundation and its Michigan chapter, so that crucial research can continue in its effort to find a cure; now, therefore, be it

Resolved by the House of Representatives, That we applaud the National Neurofibromatosis Foundation for their many efforts to find a cure for this disease that afflicts so many citizens across our state and nation; and be it further

Resolved, That a copy of the resolution be transmitted to the Michigan Chapter of the National Neurofibromatosis Foundation as evidence of our highest esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Allen, Rick Johnson, Bradstreet, Shackleton and Mead offered the following resolution:

House Resolution No. 319.

A resolution recognizing the contributions of Dr. James D. Johnston to Munson Medical Center in Traverse City, Michigan as recipient of the James Decker Munson Award.

Whereas, The Board of Trustees of Munson Medical Center conferred the James Decker Munson Award upon James D. Johnston, M.D. in recognition of his pioneering effort to develop the Neonatal Intensive Care Unit at Munson Medical Center, his dedication to build a planning framework for the creation of Munson's high quality medical staff, and his continuing devotion to Munson through more than 20 years of service to the Munson Medical Center Board of Trustees; and

Whereas, His leadership and personal initiative to establish the Neonatal Intensive Care Unit as a regional center in 1972 propelled Munson to the cutting edge of neonatal intensive care nationally. Through coordinated efforts with the Michigan Department of Public Health, new standards, policies, procedures, and infant care protocols were established in laws and regulations and continue to save infant lives statewide; and

Whereas, The families of northern Michigan benefitted enormously from the creation of the NICU at Munson. The infant death rate in the region dropped from 35 to 40 infant deaths per thousand before 1972, to 15 infant deaths after the first year, and dropped again by half to 8 infant deaths per thousand after the second year of the unit's operation. Even today, the Grand Traverse region remains substantially ahead of the state average for infant mortality; and

Whereas, Throughout his private practice from 1962 to 1986, Dr. Johnston held many leadership positions—he served as Chief of Pediatrics and later as Chief of Staff. During his tenure as Chief of Staff in the late seventies and early eighties, he led the development of a medical staff plan that remains a hallmark for quality of care and efficient implementation of medical resources and expertise; and

Whereas, His dedication to Munson continued through his 20 years as a member of the Munson Medical Center Board of Trustees from 1980 to 1999. He was elected as Chairman of the Board from 1989 to 1991, served as Vice Chairman in 1988, Treasurer for 1986 and 1987, and Munson Healthcare Corporate member since 1989. He has also been an active member on many committees throughout his term on the board; and

Whereas, It is befitting that Dr. Johnston is recognized for his pioneering dedication and visionary contributions to the hospital. Munson Medical Center was named the top hospital in the nation with the 2000 National Quality Health Care Award which was presented by the National Committee for Quality Health Care and Modern Healthcare magazine. The National Quality Health Care Award, co-sponsored by Modern Healthcare magazine, is given annually to a provider whose demonstrated goal is improving health care through high quality performance and leadership in the development of innovation; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize James D. Johnston, M.D., as he receives the James Decker Munson Award for his pioneering efforts, career achievements, and leadership in pediatric and neonatal care and quality health care; and be it further

Resolved, That a copy of this resolution be transmitted to Dr. James D. Johnston as an expression of our respect and appreciation for his professional contributions that substantially improved the lives of Michigan residents and especially the families of northern Michigan.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Tabor, Martinez, Prusi, Kilpatrick, Rocca, Hansen, Ehardt, Middaugh, Scranton, Tesanovich, LaSata, Faunce, Shulman, Kowall, Julian, DeVuyst, Cassis, Gosselin, Raczkowski, Caul, Shackleton, Mead, Mortimer, Van Woerkom, Spade, DeHart, Switalski, Rick Johnson, Kelly, Cherry, Rison, Bishop, Vander Roest, Schermesser, Allen, Jellema, Kuipers, Jansen, Koetje, Toy, Sheltrown, Minore, Green, Kukuk, Sanborn, Pappageorge, Jelinek, Neumann, Jammick, Wojno, LaForge, DeRossett, Birkholz, Howell, Brater, Baird, Voorhees and Garcia offered the following resolution:

House Resolution No. 320.

A resolution honoring Waverly High School as the 2000 Class A Basketball State Champions.

Whereas, That it is both a pleasure and privilege to join with the students, teachers, family members, and community members in celebrating the achievements of Coach Phil Odlum and the Waverly High School basketball team on their overwhelming success during the 1999-2000 season. With the outstanding record this team achieved, which has culminated in the 2000 Class A Basketball State Championship, this group of disciplined student-athletes has generated great pride throughout the area; and

Whereas, Much to the delight of their loyal fans, the Waverly Warriors have also earned the respect of their opponents and prep sports fans throughout the state because of their determination, talent, and repeated displays of teamwork. As opponents have discovered throughout the season, this is a team that brings unity and positive thinking to all levels of competition. In the face of adversity and pressure, this is a group of young men who maintain their focus on making their dreams a reality and accepting nothing less than their very best effort; and

Whereas, Every coach and player carried that team squarely and firmly on his shoulders and should, therefore, be given such credit. These men include:

Phil Odlum, Head Coach	Ed Dutcher, Assistant Coach	Bob Harla, Assistant Coach
Marcus Taylor, Captain/Guard	Cortney Scott, Captain/Center/Forward	Michael Bailey, Guard
Michael Farhat, Forward	William Merrill, Forward	Justin Grinnell, Guard
Christopher Miller, Guard	Melvin White, Center/Forward	Terry Reddick, Forward
Lance Wilson, Forward	Bryan Smalley, Forward	Brian Anderson, Forward
Dante Adams, Guard	Michael Adams, Guard	Justin Ingram, Forward
Travis Neller, Guard	Tom Cornelius, Center/Forward	

; and

Whereas, Winning a title such as this is never a fluke. While anything can happen in a single game, all teams show their true abilities and dedication over a long season or a difficult tournament. However, what truly distinguishes a team as the best of the best, is usually the effort that appears in practice, far removed from the excitement of game day. We admire the efforts, team spirit, and preparation of these talented young men; now, therefore, be it

Resolved by the House of Representatives, That we celebrate the accomplishment of the Waverly High School basketball team as the 2000 Class A State Champions; and be it further

Resolved, That a copy of the resolution be transmitted to the Waverly High School Class A 2000 Basketball State Champions as a token of our highest esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reports of Standing Committees

The Committee on Education, by Rep. Allen, Chair, reported

House Bill No. 5212, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1204a (MCL 380.1204a), as amended by 1996 PA 159.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 5212 To Report Out:

Yeas: Reps. Allen, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees,

Nays: Reps. Bogardus, Clark, Hansen.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Allen, Chair of the Committee on Education, was received and read:

Meeting held on: Tuesday, April 11, 2000, at 8:00 a.m.,

Present: Reps. Allen, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Gielegem, Hansen, Spade,

Absent: Reps. Ruth Johnson, Daniels, Scott,

Excused: Reps. Ruth Johnson, Daniels, Scott.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hart, Chair of the Committee on Family and Children Services, was received and read:

Meeting held on: Wednesday, April 12, 2000, at 8:00 a.m.,

Present: Reps. Hart, DeRossett, Cassis, Shulman, LaForge, Gielegem, Hardman, Jacobs,

Absent: Rep. Law,

Excused: Rep. Law.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bisbee, Vice-Chair of the Committee on Insurance and Financial Services, was received and read:

Meeting held on: Wednesday, April 12, 2000, at 9:00 a.m.,

Present: Reps. Sanborn, Bisbee, Bishop, Ehardt, Hager, Rick Johnson, Julian, Law, Richner, Shackleton, Van Woerkom, Basham, Bob Brown, Clark, Daniels, Hale, Scott, Thomas,

Absent: Reps. DeVuyst, Wojno, O'Neil,

Excused: Reps. DeVuyst, Wojno, O'Neil.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Middaugh, Chair of the Committee on Energy and Technology, was received and read:

Meeting held on: Wednesday, April 12, 2000, at 10:00 a.m.,

Present: Reps. Middaugh, Bradstreet, Birkholz, Bisbee, Cassis, Garcia, Gosselin, Howell, Kowall, Kuipers, Richardville, Shulman, Thomas, Bob Brown, Daniels, Hansen, Lemmons, Neumann, Quarles, Schauer, Woodward.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, April 6:

Senate Bill Nos. 1200 1201

The Clerk announced that the following bills had been printed and placed upon the files of the members, Friday, April 7:

Senate Bill Nos. 1202 1203 1204

The Clerk announced the enrollment printing and presentation to the Governor on April 12, for his approval of the following bill:

Enrolled House Bill No. 4776 at 11:31 a.m.

The Clerk announced that the following Senate bills had been received on Wednesday, April 12:

Senate Bill Nos. 1041 1042

By unanimous consent the House returned to the order of

Messages from the Senate

April 12, 2000

Mr. Gary Randall, Clerk
House of Representatives
House Office Building, 3rd Floor
Lansing, MI 48933

Dear Mr. Randall:

Pursuant to Joint Rule 12, this is to notify you that the Senate has concurred in the omitted amendment to House Bill No. 5040 by a record roll call vote of a majority of the members elected and serving on April 12, 2000.

Very respectfully,
Carol Morey Viventi, J.D.
Secretary of the Senate

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Senate Bill No. 1041, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 167 and 168 (MCL 750.167 and 750.168).

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Criminal Law and Corrections.

Senate Bill No. 1042, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16i of chapter XVII (MCL 777.16i), as added by 1998 PA 317.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Criminal Law and Corrections.

Communications from State Officers

The following communication from the Department of Consumer and Industry Services was received and read:

April 5, 2000

Pursuant to Section 315 of PA 122 of 1999, we are enclosing a copy of the Approval Study Report conducted on the Park Place Residential Care Center, CA 39104. This report was performed in compliance with the requirements of PA 116 of 1973 as amended, and the Administrative Rules for Child Caring Institutions.

Sincerely,
John R. Suckow, C.P.A.
Director, Finance and
Administrative Services

The communication was referred to the Clerk.

The following communications from the Auditor General were received and read:

April 11, 2000

Enclosed is a copy of the following audit report and/or executive digest:
Financial Audit, Including the Provisions
of the Single Audit Act, of the
State-Funded Judicial Operations
October 1, 1996 through September 30, 1998

Enclosed is a copy of the following audit report and/or executive digest:
Financial Audit, Including the Provisions
of the Single Audit Act, of the
Michigan Jobs Commission
October 1, 1996 through September 30, 1998

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communications were referred to the Clerk and the accompanying reports referred to the Committee on House Oversight and Operations.

Introduction of Bills

Reps. Julian, Kowall, Shackleton, Bovin, Sanborn, Allen, Pappageorge, Tabor, Law, Green, Toy, Caul, Howell, Gosselin, Kukuk, DeHart, Schermesser, O'Neil, Richner, Byl, Patterson, Koetje, Gilbert, Richardville, Hager, Mead, Bradstreet, Ruth Johnson, Rocca, Martinez, Lockwood, Jamnick, Minore, Cherry, DeWeese, Van Woerkom, Bishop, Woronchak, DeVuyst, Rick Johnson and Baird introduced

House Bill No. 5570, entitled

A bill to amend 1984 PA 44, entitled "Motor fuels quality act," by amending section 3 (MCL 290.643), as amended by 1993 PA 231.

The bill was read a first time by its title and referred to the Committee on Agriculture and Resource Management.

Reps. Bisbee, Birkholz, Julian, Shackleton, Richardville, Vander Roest, Bradstreet, Bishop and Gilbert introduced

House Bill No. 5571, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 1999 PA 116, and by adding section 10.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Woronchak, LaSata, Jelinek, Allen, Birkholz, Patterson, Cameron Brown, Sanborn, Kuipers, Richardville, Shackleton, Bishop, Faunce, Voorhees, Kukuk, Scranton, Law and Cassis introduced

House Bill No. 5572, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3580.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Hager, LaSata, Sanborn, Patterson, Birkholz, Kuipers, Allen, Shackleton, Bishop, Jelinek, Faunce, Voorhees, Kukuk, Scranton, Richardville, Law and Cassis introduced

House Bill No. 5573, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 404 (MCL 550.1404), as amended by 1996 PA 516.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Caul, Allen, Voorhees, LaSata, Jelinek, Scranton, Garcia, Mortimer, Rick Johnson, Gilbert, Van Woerkom, Mead, Julian, DeRossett, Gosselin, Middaugh, DeWeese, Shulman, Patterson, Cameron Brown, Bishop, Richardville, Shackleton, Faunce, Kukuk, Law, Kuipers, Jansen, Birkholz, Sanborn and Cassis introduced

House Bill No. 5574, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20106, 20124, 20161, and 22205 (MCL 333.20106, 333.20124, 333.20161, and 333.22205), sections 20106 and 20161 as amended by 1996 PA 267 and section 22205 as amended by 1993 PA 88.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Van Woerkom, Caul, Rick Johnson, Patterson, Cameron Brown, Sanborn, Birkholz, Kuipers, Allen, Richardville, Shackleton, Bishop, Jelinek, Faunce, Voorhees, Kukuk, Scranton, LaSata, Law and Cassis introduced

House Bill No. 5575, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 102, 224, 240, and 2213 (MCL 500.102, 500.224, 500.240, and 500.2213), section 224 as amended by 1998 PA 121, section 240 as amended by 1987 PA 261, and section 2213 as added by 1996 PA 517, and by adding chapter 35; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. LaSata, Woronchak, Jelinek, Allen, Howell, Shackleton, Voorhees, Geiger, DeVuyst, Birkholz, Pappageorge, Patterson, Cameron Brown, Kuipers, Richardville, Bishop, Faunce, Kukuk, Scranton, Bisbee, Law, Raczkowski, Sanborn and Cassis introduced

House Bill No. 5576, entitled

A bill to provide review of certain health care treatment adverse determinations; to provide for the review of review of health care coverage treatment adverse determinations by independent review organizations; to prescribe eligibility, powers, and duties of certain independent review organizations; to prescribe the powers and duties of certain health carriers; to prescribe the powers and duties of certain persons; to prescribe the powers and duties of certain state officials; to provide for the reporting of certain information; to provide fees; and to provide penalties for violations of this act.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Switalski introduced

House Bill No. 5577, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 226 (MCL 257.226), as amended by 1992 PA 297.

The bill was read a first time by its title and referred to the Committee on Transportation.

Rep. Switalski introduced

House Bill No. 5578, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3 and 33 (MCL 169.203 and 169.233), section 3 as amended by 1989 PA 95 and section 33 as amended by 1999 PA 238.

The bill was read a first time by its title and referred to the Committee on Constitutional Law and Ethics.

Reps. Shackleton, Birkholz, Bradstreet, Vear, Patterson, Garcia, Kowall, Julian, Bovin, Gilbert, Pappageorge, Kuipers, Richardville, Bisbee, DeRossett, Mead, Cameron Brown, LaSata, Pumford, Van Woerkom, Bishop, Kukuk, Scranton, Mortimer and Jansen introduced

House Bill No. 5579, entitled

A bill to amend 1893 PA 118, entitled "An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith," (MCL 800.1 to 800.62) by adding section 37.

The bill was read a first time by its title and referred to the Committee on Criminal Law and Corrections.

Rep. Garcia moved that the House adjourn.

The motion prevailed, the time being 5:50 p.m.

Associate Speaker Pro Tempore Patterson declared the House adjourned until Thursday, April 13, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives.